

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

RICKY PATU,

Plaintiff,

v.

NO NAMED DEFENDANT,

Defendant.

CASE NO. C15-1037-MJP-JPD

REPORT AND RECOMMENDATION

On June 22, 2015, plaintiff Ricky Patu presented to this Court for filing a prisoner civil rights complaint under 42 U.S.C. § 1983 together with an application to proceed with this action *in forma pauperis*. (Dkt. 1) Plaintiff failed, however, to submit a copy of his prison trust account statement with his application to proceed *in forma pauperis*. (*See id.*) Thus, on June 30, 2015, the Clerk sent plaintiff a letter advising him that his application was deficient and that he would have to correct this deficiency, or submit the full \$400.00 filing fee, not later than July 30, 2015, or risk dismissal of this action. (Dkt. 2.) To date, plaintiff has submitted neither the filing fee nor a copy of his prison trust account statement.

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1 As plaintiff has had ample time to comply with the filing fee requirement, but has failed  
2 to do so, this Court recommends that the instant action be dismissed without prejudice for failure  
3 to prosecute. A proposed order accompanies this Report and Recommendation.

4 Objections to this Report and Recommendation, if any, should be filed with the Clerk and  
5 served upon all parties to this suit by no later than **September 8, 2015**. Failure to file objections  
6 within the specified time may affect your right to appeal. Objections should be noted for  
7 consideration on the District Judge's motion calendar for the third Friday after they are filed.  
8 Responses to objections may be filed within **fourteen (14)** days after service of objections. If no  
9 timely objections are filed, the matter will be ready for consideration by the District Judge on  
10 **September 11, 2015**.

11 DATED this 18th day of August, 2015.

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14 JAMES P. DONOHUE  
15 Chief United States Magistrate Judge  
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